

STATE OF NEW YORK
CITY COURT: COUNTY OF ERIE

STATE OF NEW YORK,

Plaintiff,

AMENDED ORDER TO VACATE

v.

Docket Nos. H01723/99
H00875/04
H00876/04

WILLIAM P. KRAUS, JR.,

Defendant.

Upon the Information, inspection reports and all prior proceedings herein, including information provided to the Court on July 2, 2004 and August 4, 2004, it is hereby

ORDERED, that the August 4, 2004 ORDER TO VACATE is hereby amended, to allow representatives of the New York State Department of Environmental Conservation and United States Environmental Protection Agency, and contractors accompanying them, access inside the building(s) on Defendant's property at 308 Crowley Street in Buffalo, New York, on December 14, 2004, for the purpose of inspecting and obtaining samples from the property; and it is further

ORDERED, that any individual subsequently found inside the building(s) at such property, or removing or attempting to remove any boards covering any doors, windows, or other means of ingress or egress into such building(s), may be charged with criminal contempt in the second degree in violation of Penal Law § 215.50(3), by resisting this mandate of the court.


Hon. Henry J. Nowak

ENTER: ~~DEC 09 2004~~

DEC 09 2004

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